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9 UNITED STATES DISTRICT COURT
10 NORTHERN DISTRICT OF CALIFORNIA
11 SAN JOSE DIVISION

12 GUSTAVO L. ABRIL,

13 Plaintiff,

14 v.

15 ONEWEST BANK,

16 Defendant.
17 _____

Case No.: C 09-05283 PVT

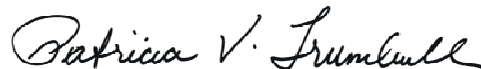
**ORDER SETTING DEADLINE FOR PARTIES
TO FILE EITHER A "CONSENT TO
PROCEED BEFORE A UNITED STATES
MAGISTRATE JUDGE," OR ELSE A
"DECLINATION TO PROCEED BEFORE A
UNITED STATES MAGISTRATE JUDGE AND
REQUEST FOR REASSIGNMENT"**

18 On November 13, 2009, defendant OneWest Bank FSB moved to dismiss pursuant to Rule
19 12(b)(6). This case has been assigned to a Magistrate Judge. Before the court takes any action on
20 the motion to dismiss, the court must determine whether or not all of the parties who have appeared
21 consent to Magistrate Judge jurisdiction, or whether any of the parties request reassignment to a
22 District Judge. Therefore,

23 IT IS HEREBY ORDERED that no later than December 11, 2009, each party who has not
24 already done so shall file either a "Consent to Proceed Before a United States Magistrate Judge," or
25 else a "Declination to Proceed Before a United States Magistrate Judge and Request for
26 Reassignment." Both forms are available from the clerk of the court, or from the Forms (Civil)
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1 section of the court's website at www.cand.uscourts.gov.

2 Dated: November 16, 2009

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4 PATRICIA V. TRUMBULL
United States Magistrate Judge